

Form PTO-1390U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV 10-95) <b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER <b>4160-045042</b>
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>10/506 640</b>
INTERNATIONAL APPLICATION NO. <b>PCT/DE03/00812</b>	INTERNATIONAL FILING DATE <b>06.03.03 (March 06, 2003)</b>	PRIORITY DATES CLAIMED <b>07.03.02 (March 07, 2002)</b>
<p><b>TITLE OF INVENTION</b>  <b>DEVICE FOR PERMANENTLY EXTENDING ELONGATE BODY PARTS</b>  <b>Assignee: MSP Concept GmbH &amp; Co. KG</b></p>		
<p><b>APPLICANT(S) FOR DO/EO/US</b>  <b>Matthias SUCHY and Sylvia SUCHY</b></p>		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items And other information:</p> <ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</li> <li>4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</li> <li>5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ul> </li> <li>6. <input checked="" type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).</li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> have been transmitted by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ul> </li> <li>8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p><b>Items 11. to 16. Below concern document(s) or information included:</b></p> <ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment. <ul style="list-style-type: none"> <li><input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li> </ul> </li> <li>14. <input type="checkbox"/> A substitute specification.</li> <li>15. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>16. <input checked="" type="checkbox"/> Other items or information: <ul style="list-style-type: none"> <li>a. WO 03/073967 Front Page with Abstract and Search Report (4 pp.)</li> </ul> </li> </ol>		

U.S. APPLICATION NO. (if known) (see 37 CFR 0.5) <b>107506640</b>	INTERNATIONAL APPLICATION NO. PCT/DE03/00812	ATTORNEY'S DOCKET NUMBER 4160-045042	
17. <input checked="" type="checkbox"/> The following fees are submitted: <b>BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):</b> Search Report has been prepared by the EPO or JPO..... International preliminary examination fee paid to USPTO (37 CFR 1.482) ..... No international preliminary examination fee paid to USPTO (37 CFR 1.482) But international search fee paid to USPTO (37 CFR 1.445(a)(2))..... Neither international preliminary examination fee (37 CFR 1.482) nor International search fee (37 CFR 1.445(a)(2)) paid to USPTO..... International preliminary examination fee paid to USPTO (37 CFR 1.482) And all claims satisfied provisions of PCT Article 33(2)-(4). .....		CALCULATIONS PTO USE ONLY	
		\$920.00 \$730.00 \$770.00 \$1080.00 \$100.00	
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>		<b>\$ 920.00</b>	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		<b>\$ 0.00</b>	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	20 - 20 =	0	X \$18.00 <b>\$ 0.00</b>
Independent claims	1 - 3 =	0	X \$86.00 <b>\$ 0.00</b>
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ \$290.00	<b>\$ 0.00</b>
<b>TOTAL OF ABOVE CALCULATIONS =</b>		<b>\$ 920.00</b>	
Reduction of 1/2 for filing by small entity, if applicable.		<b>\$ 460.00</b>	
<b>SUBTOTAL =</b>		<b>\$ 460.00</b>	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +		<b>\$ 0.00</b>	
<b>TOTAL NATIONAL FEE =</b>		<b>\$ 460.00</b>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31).      \$40.00 per property +		<b>\$ 40.00</b>	
<b>TOTAL FEES ENCLOSED =</b>		<b>\$ 500.00</b>	
		Amount to be: Refunded      \$	
		Charged      \$	
<p>a. <input checked="" type="checkbox"/> A check in the amount of <u>\$ 500.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0650</u>. A duplicate copy of this sheet is enclosed.</p>			
<p><b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b></p>			
SEND ALL CORRESPONDENCE TO: Richard L. Byrne 700 Koppers Building 436 Seventh Avenue Pittsburgh, Pennsylvania 15219-1818 Telephone: (412) 471-8815 Facsimile: (412) 471-4094			
 SIGNATURE Richard L. Byrne NAME 28,498 REGISTRATION NUMBER			

10/506640

575 Rec'd PCT/PTO 03 SEP 2004  
PATENT APPLICATION/PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

ATTORNEY'S DOCKET NUMBER

**Matthias SUCHY**  
**Sylvia SUCHY**

**4160-045042**

**PCT/DE03/00812**

ENTITLED

**"DEVICE FOR PERMANENTLY EXTENDING ELONGATE BODY PARTS**

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**To MAIL STOP PCT**  
Attention: DO/EO/US  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**EXPRESS MAIL CERTIFICATE**

"Express Mail" Label Number EV534966737US

Date of Deposit September 3, 2004

I hereby certify that the following attached papers or fees

**TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/  
ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER**

**35 U.S.C. 371 (original and two (2) copies) and check in amount  
of \$500.00 for filing fee and recording fee for Assignment  
DECLARATION AND POWER OF ATTORNEY (2 pp.)  
PRELIMINARY AMENDMENT**

**WO 03/073967 – FRONT PAGE with ABSTRACT and SEARCH REPORT (4 pp.)  
ENGLISH TRANSLATION OF PCT/DE03/00812 (14 pp.)**

**THREE (3) SHEETS OF DRAWINGS  
RECORDATION FORM COVER SHEET (1 p.) with ASSIGNMENT (1 p.)**

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

Nora Ann Pastrick  
(Typed name of person mailing paper or fee)

Nora Ann Pastrick  
(Signature of person mailing paper or fee)